

SEP 01 2005

FILED VIA FACSIMILE

PATENT APPLICATION
Docket: 7678.858

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bruce S. McLean, et al.

Serial No.:

10/783,597

) Art Unit
) 3732

Filed:

February 19, 2004

Confirmation No.:

1616

For:

UNIVERSAL TRAY DESIGN HAVING
ANATOMICAL FEATURES TO ENHANCE
FIT

Examiner:

Cary E. O'Connor

TERMINAL DISCLAIMERCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

09/02/2005 TL0111 00000010 10783597

02 FC:1014

130.00 OP

Sir:

Declarant, Rick D. Nydegger, represents that he is the Attorney of Record for Ultradent Products, Inc., a corporation of the State of Utah, having a principal place of business at 505 West 10200 South, South Jordan, UT 84095, and that he is authorized to make this Declaration and execute this Terminal Disclaimer on behalf of Ultradent Products, Inc. Declarant further represents that Ultradent Products, Inc. is the assignee of the entire interest, as shown by the Assignment recorded at reel 015024, frames 0725 through 0729 (a copy of which is attached hereto as Exhibit A) in the records of the U.S. Patent and Trademark Office, of the above-identified application, and also of the co-pending application no. 10/444,242 (as shown by the

recorded assignment at Exhibit B, recorded at reel 016473, frame 0150). Declarant hereby further certifies that the evidentiary documents at Exhibit A & B have been reviewed by him, and to the best of the Declarant's knowledge and belief, title is in the Assignee seeking to take action.

The Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of said U.S. Patent Application No. 10/444,242 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said U.S. Patent Application No. 10/444,242, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application that would extend beyond the term of said U.S. Patent Application No. 10/444,242 in the event that said U.S. Application No. 10/444,242 later: (a) expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a); (b) has all claims cancelled by a reexamination certificate; or (c) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

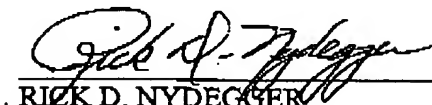
Declarant further declares that all statements made herein of Declarant's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of

the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

DATED this 1st day of September, 2005.

Ultradent Products, Inc.

By:



RICK D. NYDEGGER

Attorney for Applicant

Registration No. 28,651

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RDN:ahm
AHM0000001520V001